## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF OKLAHOMA

CHARLES A. WAKEFIELD,	)	
Plaintiff,	)	
VS.	) Case No.	CIV-17-1006-R
SODEXO USA,	)	
Defendant.	)	

## <u>DEFENDANT SODEXO OPERATIONS, LLC'S</u> <u>OBJECTIONS TO PLAINTIFF'S FINAL EXHIBIT LIST</u>

Defendant Sodexo Operations, LLC ("Sodexo") submits the following objections to the exhibits identified in the Plaintiff's Final Exhibit List:

No.	Description	Objection	Rule(s)
1.	EEOC file; Charge No. 564-	Relevance, Confusion of the	401–403, All
	2017-00183	Issues, Waste of Time,	objections
		Insufficient Identification (if	reserved until
		specific documents from the	properly
		EEOC file are identified,	identified.
		Defendant may waive	
		objection)	
2.	EEOC file; Charge No. 564-	Relevance, Confusion of the	401–403, All
	2016-00573	Issues, Waste of Time,	objections
		Insufficient Identification (if	reserved until
		specific documents from the	properly
		EEOC file are identified,	identified.
		Defendant may waive	
		objection)	
3.	Plaintiff's EEOC records for	Insufficient Identification	All objections
	564-2016-00573		reserved until
			properly
			identified.
4.	Plaintiff's EEOC records for	Insufficient Identification	All objections
	564-2016-1475		reserved until
			properly
			identified.

No.	Description	Objection	Rule(s)
5.	Plaintiff's EEOC records for	Insufficient Identification	All objections
	564-2017-00183		reserved until
			properly
			identified.
6.	Plaintiff's OESC Notice of	Inadmissible by Statute	40 O.S. §
	Determination		2-610.1
7.	March 15, 2016 Email stream	Relevance, Confusion of the	401–403,
	between Plaintiff and Paula	Issues, Waste of Time,	801–802, All
	Palermo re: Fw: QC	Hearsay if offered by Plaintiff,	objections
	Inspection	Insufficient Identification (It is	reserved until
		presumed Plaintiff is referring	properly
		to WAKEFIELD 3478–3479)	identified.
8.	February 29, 2016, Email	Relevance, Confusion of the	401–403,
	from Kelly Otis to Plaintiff re:	Issues, Waste of Time,	801–802, All
	Reagan Elementary	Hearsay if offered by Plaintiff,	objections
		Insufficient Identification (It is	reserved until
		presumed Plaintiff is referring	properly
		to WAKEFIELD 3477)	identified.
9.	July 21, 2015, Email stream	Rule of Completeness,	106, All
	between Lisa Failing and	Insufficient Identification (It is	objections
	Plaintiff re: Environmental	presumed Plaintiff is referring	reserved until
	Services Manager 2 Salary	to WAKEFIELD 3472–3474)	properly
			identified.
10.	January 27, 2015, email from	Insufficient Identification,	All objections
	Plaintiff to Kevin Benda re:	Unfair Surprise (document has	reserved until
	Discussion Item	not been provided to	the document is
		Defendant)	produced and
			properly
4.4	1, 1, 22, 2015		identified.
11.	March 22, 2015, Email from	Relevance, Confusion of the	401–403, All
	Kevin Benda to Charles	Issues, Waste of Time,	objections
	Wakefield re: Patricia	Insufficient Identification (It is	reserved until
	O'Hara's Report	presumed Plaintiff is referring	properly
		to WAKEFIELD 3471)	identified.
12.	February 28, 2015, Email	Relevance, Confusion of the	401–403,
	from Plaintiff to Chris Crelia	Issues, Waste of Time,	801–802, All
	re: Visit	Hearsay if offered by Plaintiff,	objections
		Insufficient Identification (It is	reserved until
		presumed Plaintiff is referring	properly
		to WAKEFIELD 3470)	identified.

No.	Description	Objection	Rule(s)
13.	February 20, 2015 Email from	Relevance, Confusion of the	401–403, All
	Plaintiff to Linda B., no	Issues, Waste of Time,	objections
	subject	Insufficient Identification (It is	reserved until
		presumed Plaintiff is referring	properly
		to WAKEFIELD 3469)	identified.
14.	February 14, 2015, Email	Relevance, Confusion of the	401–403, All
	stream between Plaintiff and	Issues, Waste of Time,	objections
	Carol Burton re: New	Insufficient Identification (It is	reserved until
	Custodian	presumed Plaintiff is referring	properly
		to WAKEFIELD 3468)	identified.
15.	February 14, 2015, Email	Relevance, Confusion of the	401–403, All
	stream between Plaintiff and	Issues, Waste of Time,	objections
	Linda Parsons re: Cleaning	Insufficient Identification (It is	reserved until
		presumed Plaintiff is referring	properly
		to WAKEFIELD 3467)	identified.
16.	February 11, 2015, Email	Relevance, Confusion of the	401–403,
	stream between Plaintiff and	Issues, Waste of Time,	801–802, All
	Carol Burton re: Site Visit	Hearsay if offered by Plaintiff,	objections
		Insufficient Identification (It is	reserved until
		presumed Plaintiff is referring	properly
		to WAKEFIELD 3466)	identified.
17.	February 6, 2015, Email	Relevance, Confusion of the	401–403, All
	stream between Plaintiff and	Issues, Waste of Time,	objections
	Kevin Benda, re: Site Visit	Insufficient Identification (It is	reserved until
		presumed Plaintiff is referring	properly
		to WAKEFIELD 3465)	identified.
18.	February 4, 2015, Email	Relevance, Confusion of the	401–403, All
	stream between Plaintiff and	Issues, Waste of Time,	objections
	Chris Crelia re: rooms 11, 12,	Insufficient Identification (It is	reserved until
	14 and 15	presumed Plaintiff is referring	properly
1.0		to WAKEFIELD 3464)	identified.
19.	February 1, 2015, Email	Relevance, Confusion of the	401–403, All
	stream between Plaintiff and	Issues, Waste of Time,	objections
	Susan Powell re: QC	Insufficient Identification (It is	reserved until
	Inspection	presumed Plaintiff is referring	properly
20	16 2017 7 "	to WAKEFIELD 3462–3463)	identified.
20.	January 16, 2015, Email	Relevance, Confusion of the	401–403, All
	stream between Plaintiff and	Issues, Waste of Time,	objections
	Chris Crelia re: QC Inspection	Insufficient Identification (It is	reserved until
		presumed Plaintiff is referring	properly
		to WAKEFIELD 3460)	identified.

No.	Description	Objection	Rule(s)
21.	January 14, 2015 8:40 a.m.,	Relevance, Confusion of the	401–403, All
	Email stream between	Issues, Waste of Time,	objections
	Plaintiff and Paula Palermo	Insufficient Identification (It is	reserved until
	re: QC Inspection	presumed Plaintiff is referring	properly
		to WAKEFIELD 3457-3458)	identified.
22.	January 14, 2015, 8:13 a.m.,	Relevance, Confusion of the	401–403,
	Email stream between	Issues, Waste of Time,	801–802, All
	Plaintiff and Paula Palermo	Hearsay if offered by Plaintiff,	objections
	re: QC Inspection	Insufficient Identification (It is	reserved until
		presumed Plaintiff is referring	properly
		to WAKEFIELD 3459)	identified.
23.	January 6, 2015, Email stream	Relevance, Confusion of the	401–403, All
	between Plaintiff and Kevin	Issues, Waste of Time,	objections
	Benda, re: Write Ups	Insufficient Identification (It is	reserved until
		presumed Plaintiff is referring	properly
		to WAKEFIELD 3455-3456)	identified.
24.	January 28, 2015, Email	Relevance, Confusion of the	401–403, All
	stream between Plaintiff and	Issues, Waste of Time,	objections
	Carol Burton re: Cleaning	Insufficient Identification (It is	reserved until
	Crew	presumed Plaintiff is referring	properly
		to WAKEFIELD 3461)	identified.
25.	December 4, 2014, Email	Insufficient Identification (It is	All objections
	stream among Plaintiff, Kevin	presumed Plaintiff is referring	reserved until
	Benda, and Blayke [William]	to WAKEFIELD 3452-3453)	properly
	Humphrey re: Needs		identified.
26.	December 4, 2014, Email	Relevance, Confusion of the	401–403,
	stream between Plaintiff and	Issues, Waste of Time,	801–802, All
	Kevin Hogan re: Cleaning	Hearsay, Insufficient	objections
		Identification (It is presumed	reserved until
		Plaintiff is referring to	properly
27	D 1 10 0011 D "	WAKEFIELD 3451)	identified.
27.	December 19, 2014, Email	Insufficient Identification (It is	All objections
	stream between Plaintiff and	presumed Plaintiff is referring	reserved until
	Kevin Benda, re: Concerns	to WAKEFIELD 3454)	properly
20	EVIS D. C. D.	T CC : ATT ACC ACTAC	identified.
28.	FY15 Performance Review	Insufficient Identification (It is	All objections
	for Plaintiff	presumed Plaintiff is referring	reserved until
		to WAKEFIELD 3495–3510)	properly
			identified.

No.	Description	Objection	Rule(s)
29.	February 23, 2016,	Rule of Completeness (It is	106, All
	Constructive Counseling	presumed Plaintiff is referring	objections
	Notice for Non-Exempt	to WAKEFIELD 3515–3518)	reserved until
			properly
			identified.
30.	September 16, 2015,	Insufficient Identification (It is	All objections
	Constructive Counseling	presumed Plaintiff is referring	reserved until
	Letter with Action Plan	to WAKEFIELD 3487–3493)	properly
	10.0015		identified.
31.	January 19, 2016,	Insufficient Identification (It is	All objections
	Constructive Counseling	presumed Plaintiff is referring	reserved until
	Notice for Non-Exempt	to WAKEFIELD 3511–3514)	properly
22	G . 1: 1 G1:0 B		identified.
32.	Custodial Shift Report –	Relevance, Confusion of the	401–403, All
	December 18, 2013 through	Issues, Waste of Time,	objections
	February 22, 2016	Insufficient Identification (It is	reserved until
		presumed Plaintiff is referring	properly
22	A11 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	to WAKEFIELD 0001–3450)	identified.
33.	All exhibits produced through	Insufficient identification	All objections
	depositions taken in this case		reserved until
			properly
2.4	A 11	I comment to the second	identified.
34.	All exhibits listed by	Insufficient identification	All objections
	Defendant, unless otherwise		reserved until
	objected to		properly
25	Discovery is or sains	Insufficient identification	identified.
35.	Discovery is ongoing.	insufficient identification	All objections reserved until
	Plaintiff reserves the right to		
	supplement this list.		properly
			identified.

Respectfully submitted,

s/Jeremy Tubb

Jeremy Tubb, OBA #16739 Tiffany J. Wythe, OBA #21405 FULLER TUBB & BICKFORD, PLLC 201 Robert S. Kerr, Ste. 1000 Oklahoma City, OK 73102-4216 Telephone: (405) 235-2575

Facsimile: (405) 232-8384 jeremy.tubb@fullertubb.com tiffany.wythe@fullertubb.com Attorneys for Defendant Sodexo

## **CERTIFICATE OF SERVICE**

I hereby certify that on December 13, 2018, I electronically transmitted the foregoing document to the Court Clerk using the ECF System for filing. The Court Clerk will transmit a Notice of Electronic Filing to the following ECF registrants:

Melvin C. Hall Riggs, Abney, Neal, Turpen, Orbison & Lewis 528 NW 12<sup>th</sup> Street Oklahoma City, OK 73103 mhall@riggsabney.com

> s/Jeremy Tubb Jeremy Tubb